# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re

Case No. 05-44481

Chapter 11, Jointly Administered
Claim No. SEE EXHIBIT B
\$1,260,331.99

Debtors

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## NOTICE TO TRANSFER OF CLAIM PURSUANT TO FRBP 3001(e)(2)

To: ("Transferor")

APS Capital Corp.

Attn: Matthew Hamilton 1301 Capital of Texas Hwy,

Suite No. B-220 Austin, Texas 78746

Please take notice that the transfer of 100% of your Claim(s) (as defined in **Exhibit**  $\underline{\mathbf{A}}$  and  $\underline{\mathbf{B}}$  hereto), in the amount of \$1,260,331.99 in the bankruptcy case referenced above, together with all applicable interest, fees and expenses thereto, has been transferred (unless previously expunged by court order) to:

From: ("Transferee")

CF Special Situation Fund I LP 200 Public Square, Suite 2910

Cleveland, OH 44114

Evidence that Transferor has assigned all of its right, title and interest in the Claim(s) to Transferee is attached hereto as **Exhibit A**.

No action is required if you do not object to the transfer of your claim. HOWEVER, IF YOU OBJECT TO THE TRANSFER OF YOUR CLAIM, WITHIN TWENTY (20) DAYS OF THE DATE OF THIS NOTICE, YOU MUST FILE A WRITTEN OBJECTION WITH:

United States Bankruptcy Court Southern District of New York Attn: Clerk of the Court One Bowling Green New York, NY 10004

If you file an objection a hearing will be scheduled. If you do not file an objection, or it is not timely filed, the transferee will be substituted on the Court's records as the Claimant. SEND A COPY OF YOUR OBJECTION TO THE TRANSFEREE.

### EXHIBIT A EVIDENCE OF TRANSFER

TO: THE DEBTOR AND THE BANKRUPTCY COURT

APS Clearing. Inc., with an address at 1301 Capital of Texas Hwy, Suite B-220, Austin, Texas 78746 ("Assignor") transfers and assigns unto LF Special Situation Fund I LP, its successors and assigns ("Assignoe"), bursuant to the terms of that certain Purchase and Sale Agreement For Certain Claims In The Chapter 11 Cases<sup>1</sup>, of even data herewith (the "Agreement"), all of its right, title and interest in and to (a) those certain proofs of claim, identified on the attached Schedule of Claims, as further identified in each Assignor's duly and timely filed Proof of Claims (the "Proof of Claims") against Delphi Automotive Systems, LLC (the "Destor"), and (b) those certain scheduled claims, identified on the attached Schedule of Claims, as further listed in Schedule F of the Debtor's Schedules of Assets and Liabilities (the "Scheduled Claims")<sup>2</sup> filed in the United States Bankruptcy Court, Southern District of New York ("Bankruptcy Court"), jointly administered under Case No. 05-44481.

Assignor hereby walves to the fullest extent permitted by law any notice or right to a hearing as may be imposed by Rule 3001 of the Federal Rules of Bankruptcy Procedure, the Bankruptcy Code, applicable local bankruptcy rules or applicable law. Assignor acknowledges and understands, and hereby stipulates, that an order of the Bankruptcy Court may be entered without further notice to Assignor transferring to Assignee the foregoing Claims and recognizing the Assignee as the sole owner and holder of the Claims. Assignor further directs the Debfor, the Bankruptcy Court and all other interested parties that all further notices relating to the Claims, and all payments or distributions of money or property in respect of the Claims, shall be delivered or made to the Assignee.

IN WITNESS WHEREOF, the Assignor and the Assignee have caused this Assignment to be duly executed as of September 19, 2006.

#### ASSESSMORE

APS CLEARING, INC. a Delaware corporation

By: Name: Magnew Hamilton Title: Managing Director

#### ASSTONEE:

CF SPECIAL SITUATION FUND I LP

Name: Ryan P. CMNE
Title:

<sup>3</sup> Capitalized terms not otherwise defined herein, have those meaning accribed to such terms in the Agreement.
<sup>3</sup> The Proof of Claim and the Scheduled Claim are together hereinater referred to as the "Chalme."

# EXHIBIT B SCHEDULE OF CLAIMS

Original Creditor Name	<u>Debtor</u>	Proof of Claim No(s).	Proof of Claim <u>Amount</u>
Linamar Corporation	Delphi Automotive Systems, LLC	10261, 10262, 10900	\$1,260,331.99

EXHIBIT C PROOF OF CLAIMS

	4481-rdd Doc kruptcy Court				ntered 03/2 ¶e‰ York		5:47 Main Document OOF OF CLAIM
lame of Debtor			_	ase Number			s Space For Court Use Only
	שנד אנושטאטשדנוש	exembne tre			)**See bel	1	o space 1 or come only
IOTE: This form should no	PHI AUTOMOTIVE  t be used to make a claim forment of an administrative ex	or an administrative exper	se ar	ising after the c	ommencement of	) 	# 10261
Name of Creditor (The persoperty):  LINAMAR  Name and Address where n	CORPORATION otices should be sent:			Check box if y that anyone els	ou are aware e has filed a relating to your copy of	I	Claim #10261 USBC SDNY Delphi Corporation, et al. 05-44481 (RDD)
c/o Susan M. C Lambert, Leser 916 Washington Bay City, Mich	, Isackson, Co Avenue, Suite	ok & Giunta, 309		bankruptcy cou Check box if the	ort in this case.		Received  AUG 02 2006
	89) 893-3518			envelope sent court.		Thi	Irtzman Carson s Space For Court Use Only
ast four digits of account	it or other number by wh	ch creditor identifies	- 1	Check here if this claim	□ replaces sin	milar cla	duplicate claim of aim filed against claim dated: <u>Delphi C</u> orp.
1. Basis for Claim Claim Customer Claim Taxes Money Loaned Personal Injury	s Performed * See	attached.		Wages, salari Last four dig	its as defined in 1 es, and compensa its of your SS #: _ pensation for serv	tion (fill out be	elow)
Other				(	date)	(date)	į
See reverse side for	important explanations.		st de			amount of the	claim at the time case filed.
Check this box if: a) the claim, or b) your claim	rity Claim \$ 1,260, there is no collateral or lien exceeds the value of the p part of your claim is entitle	securing your property securing		setoff).			collateral (including a right of
Unsecured Priority  Check this box if you entitled to priority  Amount entitled to priori	have an unsecured claim,	all or part of which is		Valu Amount of a	eal Estate		Case filed included in
Specify the priority of the Domestic support obli (a)(1)(B).  Wages, salaries, or codays before filing of the business, whichever is ear		,* earned within 180 ration of the debtor's 4).	fi □ : □ :	or personal, far Taxes or penal Other - Specify mounts are subje	mily, or household	use - 11 U.S.C nmental units - raph of 11 U.S.C 1/1/07 and every	11 U.S.C. § 507(a)(8). C. § 507(a)(). B years thereafter
	Claim at Time Case F	(Unsecured)		(	Secured) e claim. Attach item	(Priority)	1,260,331.99 (Total) of all interest or additional charges.
Credits: The amount of     Supporting Documents     statements of running ac     DO NOT SEND ORIGI     attach a summary.	all payments on this claim Is: Attach copies of supporting tounts, contracts, court judg NAL DOCUMENTS. If the	nas been credited and ded ig documents, such as pro gments, mortgages, securi documents are not availa	ucted misso ty ag ble, e	for the purpose ory notes, purch reements, and e explain. If the d	e of making this pro lase orders, invoices evidence of perfection	of of claim. s, itemized on of lien. ninous,	This Space For Court Use Only
Date: 7/20/2006	Sign and print the name and of power of attorney, it and		S	usan M.	rized to file this clain Cook, Atto Corporation	orney for	

Penalty for presenting fraudulent claim: Fine up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571



05-444	<del>181-rdd - Doc 7441 - Filed 03/</del>		07 09:35:47 Main Document	
United States Ban	kruptcy Court Southern Di	strict@f Of New York	PROOF OF CLAIM	
Name of Debtor		Case Number	This Space For Court Use Only	
DEI	LPHI CORPORATION, et al	05-44481(RDD)	# 10262	
the case. A "request" for pay	of the used to make a claim for an administrative expension of an administrative expense may be filed pursuant.	ant to 11 U.S.C. § 503.	Claim #10262	
	son or other entity to whom the debtor owes money or	☐ Check box if you are aware	Delphi Corrorri	
property):		that anyone else has filed a	05-44481 (RDD)	
	CORPORATION	proof of claim relating to your claim. Attach copy of	_	
Name and Address where n	ook	statement giving particulars.		
-	, Isackson, Cook & Giunta,	Check box if you have never received any notices from the	Received	
	Avenue, Suite 309	bankruptcy court in this case.		
Bay City, Mich	iigan 48/08	☐ Check box if the address	AUG 02 2006	
		differs from the address on the	Kurtzman Carson	
Telephone Number: ( 0	989) 893-3518	envelope sent to you by the court.		
	at or other number by which creditor identifies		This Space For Court Use Only	
debtor:	it of other number by which creator identifies	Check here ☐ replaces if this claim ☐ amends a pre	viously filed claim dated:	
1. Basis for Claim	,			
🕅 Goods Sold / Service	s Performed * See attached.	☐ Retiree benefits as defined in 11	U.S.C. § 1114(a)	
☐ Customer Claim		☐ Wages, salaries, and compensation		
☐ Taxes		Last four digits of your SS #:	2	
☐ Money Loaned		Unpaid compensation for service		
☐ Personal Injury		fromto		
Other  2. Date debt was incur	no.d.	(date)  3. If court judgment, date obtain	(date)	
2. Date debt was incur	reu:	3. If court judgment, date obtain	neu.	
4. Classification of Cla	im. Check the appropriate box or boxes that be	st describe your claim and state the a	mount of the claim at the time case filed.	
See reverse side for	important explanations.	la vari		
Unsecured Nonprior	rity Claim \$ 1,260,331.99	Secured Claim.	is assumed has a silentened (including a right of	
	here is no collateral or lien securing your	setoff).	is secured by collateral (including a right of	
	n exceeds the value of the property securing part of your claim is entitled to priority.	Brief Description of Collateral:		
		☐ Real Estate ☐ Moto	r Vehicle	
Unsecured Priority		Value of Collateral \$		
entitled to priority	have an unsecured claim, all or part of which is	Amount of arrearage and other c secured claim, if any: \$	harges <u>at time case filed</u> included in	
Amount entitled to priori	ty \$			
Specify the priority of the		☐ Un to \$2.225* of denocite toward •	ourchase, lease, or rental of property or services	
☐ Domestic support oblication (a)(1)(B).	igations under 11 U.S.C. § 507(a)(1)(A) or	for personal, family, or household t		
E .	mmissions (up to \$10,000),* earned within 180	☐ Taxes or penalties owed to govern	mental units - 11 U.S.C. § 507(a)(8).	
days before filing of the	bankruptcy petition or cessation of the debtor's	☐ Other - Specify applicable paragra	ph of 11 U.S.C. § 507(a)().	
t ·	arlier - 11 U.S.C. § 507(a)(4).	* Amounts are subject to adjustment on 4/1 with respect to cases commenced on or		
Contributions to an er	mployee benefit plan - 11 U.S.C. § 507(a)(5).	with respect to cases commenced on or		
5. Total Amount of	Claim at Time Case Filed: \$ 1,260,		1,260,331.99	
(Unsecured) (Secured) (Priority) (Total)  Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.				
6. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.  This Space For Court Use Only				
7. Supporting Document	s: Attach copies of supporting documents, such as pro	missory notes, purchase orders, invoices,	itemized	
DO NOT SEND ORIGI	ccounts, contracts, court judgments, mortgages, secur INAL DOCUMENTS. If the documents are not avails	ity agreements, and evidence of perfection able, explain. If the documents are voluming	n of lien. nous,	
attach a summary.	To receive an acknowledgment of the filing of your cl			
and copy of this proof	of claim		9.9	
Date:	Sign and print the name and title, if any, of the creditor of power of autrney, if any):	or other person authorized to file this claim Susan M. Cook. Atto	(attach copy	
7/20/2006	Jun Muss	Linamar Corporation	T. Carres	
	· · · · · · · · · · · · · · · · · · ·		_A.,	

Penalty for presenting fraudulent claim: Fine up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



# 10900

	stricPOi7 OfNew York	PROOF OF CLAIM
Name of Debtor	Case Number	This Space For Court Use Only
DELPHI AUTOMOTIVE SYSTESM, LLC	1	Received
NOTE: This form should not be used to make a claim for an administrative expensible case. A "request" for payment of an administrative expense may be filed pursua	se arising after the commencement of ant to 11 U.S.C. § 503.	AUG-02 2006
Name of Creditor (The person or other entity to whom the debtor owes money or	☐ Check box if you are aware	Martinean Caraon
property): LINAMAR CORPORATION	that anyone else has filed a proof of claim relating to your claim. Attach copy of	Kurtzman Carson
Name and Address where notices should be sent;	statement giving particulars.	Claim#10900 USBC SDNY
c/o Susan M. Cook Lambert Leser, Isackson, Cook & Giunta, F 916 Washington Avenue, Suite 309 Bay City, Michigan 48708	Check box if you have never received any notices from the bankruptcy court in this case.	Delphi Corporation, et al. 05-44481 (RDD)
	differs from the address on the envelope sent to you by the	
Telephone Number: (989) 893-3518	court.	This Space For Court Use Only
Last four digits of account or other number by which creditor identifies debtor:	Check here X replaces	
debior.	if this claim amends a previ	ously filed claim dated:
1. Basis for Claim		
	Retiree benefits as defined in 11 U	
	Wages, salaries, and compensation	· · · · · · · · · · · · · · · · · · ·
☐ Taxes	Last four digits of your SS #:	<del>-</del> -
☐ Money Loaned	Unpaid compensation for services	-
Personal Injury	from to	
Other     Date debt was incurred:	(date)	(date)
2. Date debt was incurred.	3. If court judgment, date obtain	eu.
4. Classification of Claim. Check the appropriate box or boxes that bes See reverse side for important explanations.  Unsecured Nonpriority Claim \$ 1,260,331.99  X Check this box if: a) there is no collateral or lien securing your claim, or b) your claim exceeds the value of the property securing it, or if c) none or only part of your claim is entitled to priority.  Unsecured Priority Claim.  Check this box if you have an unsecured claim, all or part of which is entitled to priority  Amount entitled to priority \$	Secured Claim.  Check this box if your claim is setoff).  Brief Description of Collateral:  Real Estate Motor Value of Collateral \$	secured by collateral (including a right of
(a)(1)(B).  Wages, salaries, or commissions (up to \$10,000),* earned within 180	☐ Up to \$2,225* of deposits toward pure for personal, family, or household use ☐ Taxes or penalties owed to governme. ☐ Other - Specify applicable paragraph * Amounts are subject to adjustment on 4/1/6 with respect to cases commenced on or ag	ental units - 11 U.S.C. § 507(a)(8).  n of 11 U.S.C. § 507(a)().  17 and every 3 years thereafter
5. Total Amount of Claim at Time Case Filed: \$ 1,260,3	31.99	1,260,331.99
(Unsecured)  Check this box if claim includes interest or other charges in addition to the principle.	• • • • • • • • • • • • • • • • • • • •	Priority) (Total) d statement of all interest or additional charges.
6. Credits: The amount of all payments on this claim has been credited and dedu 7. Supporting Documents: Attach copies of supporting documents, such as pron statements of running accounts, contracts, court judgments, mortgages, securit DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not availat attach a summary.  8. Date-Stamped Copy: To receive an acknowledgment of the filing of your cla and copy of this proof of claim	nissory notes, purchase orders, invoices, it y agreements, and evidence of perfection of ole, explain. If the documents are volumino	emized of lien. UECEIVE
Date: Sign and print the name and title, if any, of the creditor of power of antomey, if any?  7/24/06	or other person authorized to file this claim (and Susan M. Cook, Attorn Linamar Corporation	ey for CLAIMS PROCESSING CENTER
Penalty for presenting fraudulent claim: Fine up to \$500,000 or in		